

STATE OF MINNESOTA
COUNTIES OF CARVER, DAKOTA,
GOODHUE, LE SUEUR, MCLEOD,
SCOTT, AND SIBLEY

DISTRICT COURT
FIRST JUDICIAL DISTRICT

Consolidated File No. 70-CR-09-19749

In re: Source Code Evidentiary Hearings in
Criminal Cases

**CASE MANAGEMENT
ORDER**

WHEREAS, the Court has determined that this Case Management Order ("CMO") is appropriate and will be of assistance in the efficient management of this litigation; **IT IS HEREBY ORDERED**, that this CMO be and hereby is entered as follows:

1. Case Designation

Every filing shall contain, in its caption, the Master File Number 70-CR-09-19749. In addition, for each separate case the individual originating County file number assigned to each case must also be included in the caption for any filing which pertains to an individual case. Filings in the Master Court File shall be made as set forth in the following paragraph. Attached hereto as Exhibit A is a listing of the original file numbers and other pertinent information for each case which is subject to this Order.

All cases and all filings for the Master Case File herein shall be directed to the attention of Lori Brandon, Court Administration Scott County. Regardless of where the case was initially filed, all cases subject to the Consolidation Orders issued in the First District by the Honorable Edward Lynch, as attached in Exhibit A, are to comply with the terms of this CMO. All filings for the individual matters shall be filed with the Court Administrator's Office in the originating county.

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SCOTT COUNTY COURT

2. Applicability of Order

This Case Management Order (“CMO”) applies to all pre trial, and trial proceedings concerning the “Source Code” issue in the Criminal Cases listed in Exhibit

A. Upon resolution of the “Source Code” issue, each case shall be returned to its originating County for such further trials or hearings as may be required.

3. Filing and Service of Papers

a. Master Service List.

Except as otherwise provided for herein, all papers or pleadings filed with the Court or served upon a party shall be served as described in this CMO on counsel for all parties to this action in accordance with the Master Case List, attached hereto as Exhibit A. For the purposes of economy, it shall be sufficient to state in a certificate of service that the relevant document was served on counsel for all parties and on unrepresented parties listed on the Master Case List current as of that date. The Master Case List may be incorporated by reference with express reference to the revised date thereof, and need not be attached to the certificate of service. The document served must be addressed to the individual attorney(s) or unrepresented party(ies) on the Master Case List.

b. Method and Timing of Service.

Service of all pleadings, motions, deposition notices, requests for discovery and other papers required to be served upon counsel for the parties or unrepresented parties (collectively “papers”) shall be affected upon the parties with copies to all persons on the Master Case List by

electronic mail. Papers served by electronic mail shall be attached to e-mails as Adobe Acrobat (.pdf) files or Microsoft Word (.doc) files. To the extent a party is unable to effect service by electronic mail to counsel for any party or any party not represented by counsel, service may be affected by facsimile, overnight mail, or regular mail. Large exhibits, affidavits, declarations, or other supplemental documents may be served by overnight mail.

All Orders of the court in connection with this case shall be posted on the First Judicial District Website:

<http://www.mncourts.gov/district/1/?page=3753>

and shall also be simultaneously transmitted to Liaison Counsel for service upon parties in accordance with the procedures set forth herein.

c. Filings.

The original of every pleading and motion shall be filed with this Court along with proof of service on all counsel and unrepresented parties. The original of each filing shall be directed to the Master File; one copy shall be directed to the originating county for filing in the individual case file. A courtesy copy of every pleading, motion, or letter shall also be directed to Judge Abrams, C/O Daniel J. Sagstetter, Judicial Law Clerk. The filing of discovery materials with this Court shall not be made unless a part of a motion, affidavit or used at a hearing unless otherwise directed by the Court. Except that the original of all such papers which are not filed with this Court under such rules shall be kept in the offices of counsel

responsible for generating such pleading, motion or discovery.

d. Correspondence.

All materials, such as correspondence, which are not due to be docketed, shall be sent directly to the chambers of Judge Abrams. Correspondence and other materials will only be accepted if they are in regards to general administrative matters. The parties shall not submit correspondence regarding substantive matters or any other substantive materials directly to the Judge assigned to the case unless requested by or authorized by Judge Abrams. The corresponding party shall contemporaneously forward a copy of all correspondence and other materials sent to Judge Abrams to all counsel and unrepresented parties by electronic mail or regular mail, as may be necessary.

e. Documents Filed with the District Court

Notwithstanding the foregoing, any motion genuinely requiring emergency relief shall be delivered directly to the chambers of Judge Abrams. Any such document shall also be served electronically or faxed to all parties on the date of delivery. Proof of service shall be filed within (5) five business days thereafter.

4. Discovery

a. Avoiding Redundancy.

All parties should use their best efforts to avoid unduly duplicative submissions and propound requests to the end of minimizing the need for any other party to perform repetitive file searches or interviews of

employees and agents on the same topics. The avoidance of duplication does relieve counsel or parties of their individual responsibilities.

b. Document Requests.

The parties shall not unreasonably refuse to grant extensions of time if reasonably required due to the voluminous number of documents being produced or other necessity associated with their disclosures.

i. Place of Production and Procedures.

Unless otherwise agreed by the parties, parties shall make disclosures including the production of any documents for inspection and copying, to the extent practicable, in the form and manner in which the documents have been maintained in the ordinary course of business or in which they previously have been maintained for production in litigation. To distinguish effectively among the documents designated for copying by the parties, each page of each document copied by any party shall bear a unique document identification number, with a unique prefix which identifies the party producing the document ("Bate Stamps" or "Bate Label"). Where documents or portions of documents are withheld, the parties shall, either through the numbering system or as otherwise provided in this Order, to the extent reasonably practicable, identify the number of pages withheld in a manner sufficient to indicate their location in the file being produced. Where part of a page is redacted, both the fact and location of the redaction, and the size or extent of the redaction

shall be made clear on the face of the document.

Within a reasonable time before production, the producing party shall advise the inspecting party of the approximate volume of the documents and a general description of the types of files or other materials involved. Each party shall produce its documents at its option: (a) by production of originals as they are kept in the ordinary course of business; (b) by production of as legible as possible photocopies in the same format; or (c) by electronic means or other computerized storage. Notwithstanding these provisions, any party may request to inspect the original of any document, communication, or thing produced and the parties shall make arrangements for such inspection within ten (10) days of the request.

ii. *Privilege Log.*

If a party determines that a document which may be subject to disclosure subject to attorney/client privilege, attorney work product protection, or any other form of privileges or protection, the following method of handling the privileged or protected writing shall be followed. The producing party may withhold the privileged or protected document and must identify the withheld document on a privilege log which shall be provided to the requesting party and all other parties as soon as practicable, but no more than thirty (30) days following the date on which the producing party is due to commence physical production of the requested documents. If after completion of

production pursuant to a particular demand for inspection the producing party discovers additional responsive documents and determines any of them to be subject to attorney/client privilege, attorney work product protection, or any other form of privilege or protection, the producing party may withhold any such privileged or protected document and must identify the withheld document on a privilege log which shall be provided to the requesting party as soon as practicable, but in no case more than thirty (30) days after the documents are discovered. Likewise, to the extent any material within a document otherwise producible contains privileged or protected information, the document shall be produced subject to redaction of the subject privileged and protected material and shall be listed on the privilege log. All privilege logs shall identify each privileged document or work product by providing the Bates Label range, date, author(s), recipient(s), the subject matter of the document withheld or information redacted and the nature of the privilege or work product protection asserted. Nothing in this section shall preclude a party from challenging a claim of privilege.

c. Confidentiality Order.

All documents and other discovery materials and testimony produced or provided in this action may be subject to the terms and provisions of the Protective Order, in the form as attached as Exhibit B hereto, which has been entered in each case.

d. Inadvertent Production of Privileged Information.

If a party inadvertently produces information or documents that it considers privileged or protected material, in whole or in part, or learns of the production of its privileged or protected material by a third-party, the party may retrieve such information or documents or parts thereof, memoranda and other material as follows:

- (1) Any assertion of inadvertent production shall be made as soon as practicable, but in any case within ten (10) days of the date the party discovers that it, its agents or attorneys, or a third-party has inadvertently produced the privileged document. The party asserting inadvertent production must provide written notice to all parties on the Master Case List via electronic mail or as otherwise provided herein that the party claims the document, in whole or in part, to be privileged or protected material; in addition, such notice must state the nature of the privilege or protection and the factual basis for asserting it. No assertion of inadvertent production will be made less than thirty (30) days before trial or fourteen (14) days after service of a trial exhibit list, whichever comes later.
- (2) Upon receipt of such notice, all parties who have received copies of the document shall, within five (5) days thereafter, confer with the producing party and discuss how to resolve the issue. If no agreement is reached, the producing party may request reasonable relief from the Court, including an order that all copies of

inadvertently produced documents shall be returned to the producing party, destroyed or otherwise be made available for procurement by the requesting party. Parties who received copies of inadvertently produced documents may oppose the granting of such relief on any permissible basis, including requesting an order that the inadvertently produced documents are not privileged and do not constitute protected attorney work product.

- (3) In the event that only part of a document is claimed to be privileged or protected, the party asserting inadvertent production shall furnish to all parties redacted copies of such document, removing only the part(s) thereof claimed to be privileged or protected, together with such written notice.

e. Mutual Use of Discovery.

To help avoid redundancy, all discovery served by any party inure to the benefit of and are enforceable by any other party. The settlement, release or dismissal by any means of any party propounding such discovery will not in any way limit or extinguish any other party's obligation to comply with the discovery.

5. Motion Practice

Except as otherwise provided by the Court, pretrial motions in these cases shall be governed by the Minnesota Rules of Criminal Procedure, subject to the additional relaxation of time and other procedural requirements as set forth herein. Pursuant to Rule 9.03, Subdivision 3 these rules are modified procedurally as follows:

- (1) Motion hearing dates shall be obtained directly from Jan Vohnoutka at Scott County Court Administration;
- (2) Proposed orders for dispositive motions shall not be submitted unless specifically requested by the Court;
- (3) The moving party shall provide a certification of an attempt to meet and confer to resolve every dispute which concerns failure by either the Prosecution or Defense to disclose information under Rules of Criminal Procedure 7.04, 9.01, Subdivision 1; 9.02 Subdivision 1; and 9.03, Subdivision 2.
- (4) In all other situations, the parties may obtain a motion hearing date upon request, as available. Counsel may make independent motions in each case, or motions in the Master Case, applicable to particular identified individual case(s).
- (5) All motions shall be in writing and shall be served and filed at least 10 days before the scheduled hearing. All responses shall be served and filed at least 3 days before hearing. The provisions of Rule 10.04, Subdivision 3 apply to any motions in which witness testimony will be offered.

Counsel shall attempt to coordinate a hearing date among all interested counsel and parties and notice the motion(s) for hearing on a date cleared with Jan Vohnoutka at Scott County Court Administration.

Nothing shall restrict any party's right to apply to the Court for an order shortening or extending time or page limitations on a motion upon a showing of good

cause, but only after making good faith efforts to resolve the issue among counsel.

6. Coordination Among Parties

The Court expects cooperation among the parties to coordinate motion practice, disclosures, trial, or otherwise to minimize the expense in these cases. The parties shall, to the maximum extent practicable and consistent with their individual responsibilities, avoid duplicative motions, briefs and discovery (“filings”) consistent with each party’s individual interests. Since many parties have a commonality of interest as to the issue in this proceeding, they may serve joint discovery and file joint submissions with the Court and/or adopt, join in or support any motion made or discovery propounded by another party simply by so noting in writing.

Each party has an affirmative duty to immediately notify the involved party upon receipt of any misdirected attorney/client or other privileged communication or work product document. Upon written request, the receiving party shall either (a) return such communication or other document, along with any and all copies, to the involved party, or (b) provide correspondence or affidavit to the involved party attesting to the fact that such communication or documents and all copies thereof have been destroyed.

7. Depositions

a. Cooperation.

The parties will use reasonable efforts to schedule depositions by agreement. To that end, the parties will participate in bi-weekly discovery conferences by telephone for the purpose of making best efforts to select mutually convenient dates and places for the initial round of depositions, identifying witnesses and arranging other matters. Unless otherwise

agreed, formal notice of depositions scheduled is required pursuant to Rule 21.02. Unless exigent circumstances exist, the parties will be advised of a deposition at least ten (10) calendar days before a deposition is scheduled to commence. In the event that sufficient interest exists in these cases to have attendance by counsel and parties entitled to statutory reimbursement or otherwise under Rule 21.03, Subdivision 1, and counsel are to make arrangements for the deponent's expenses, to be brought to the First District for their deposition to be taken, whenever possible. Nothing in this CMO authorizes or directs that defendants are to be deposed by the prosecution in any case without further Order of the Court.

b. Non-Party Depositions.

Counsel shall attempt to resolve with any non-party deponent the identification for production and subsequent production of any documents being subpoenaed. Whenever possible, this process shall be completed no later than seven (7) days before the date on which the deposition has been scheduled. All counsel shall be given notice of any documents identified for production pursuant to subpoena and shall have the right to inspect and copy, at each inspecting party's expense, whatever documents are produced by a non-party in response to a subpoena. Upon request, a party shall conduct a search of all records that may disclose the present address of any former employee and shall provide such information to the requesting party as soon as practicable. Nothing in this Order shall preclude any party, if it so chooses, from obtaining the

attendance of any former employee or officer of another party for deposition by subpoena in the first instance.

c. Stipulations.

Unless otherwise noted on the record, the following stipulations shall apply to all depositions in these actions:

- (1) Any objection by a single party shall be deemed an objection by each and every similarly situated party, although parties may if they choose separately state their objection on the record;
- (2) Corrections to a deposition transcript shall be listed on an errata sheet, copies of which shall be served on all parties by counsel for the deponent or the deponent, within thirty (30) days following receipt of the deposition transcript;
- (3) To the extent practicable, exhibits shall be attached to the original transcript. Where the form or volume of exhibits makes attachment to the transcript impractical, the custody of such exhibits shall be maintained at the office of the attorney taking the deposition or the court reporter and such exhibits shall, after reasonable notice, be subject to inspection and copying by any party during normal business hours or by appointment;
- (4) The parties shall strive to select and retain court reporters that can produce transcripts in both manuscript and computer-readable format, other agreed format. The parties may stipulate to maintain an online repository for all depositions taken in these cases subject to

limitations on accessibility as may be determined by the parties.

d. Deposition Schedule.

With respect to aged or infirm witnesses, counsel shall abide by the reasonable request of such witnesses with regard to timing and availability for deposition testimony. The parties will undertake all reasonable efforts to conduct depositions in an efficient, cost-effective and expedited manner.

e. Attendance and Interrogation.

All parties shall be entitled to be present (although attendance of parties is not required) and represented at every deposition and to inquire of a deponent through their counsel. A former employee or officer may be represented at his or her deposition by counsel for the former employer. In order to facilitate necessary arrangement for attending counsel and parties, not less than two (2) days prior to the commencement date of a deposition, any counsel intending to attend the deposition shall use its best efforts to notify the noticing party and counsel for the deponent.

f. Time and Location of Depositions.

Depositions may be held Monday through Friday, and shall commence no earlier than 9:00 a.m., and conclude no later than 5:00 p.m. local time, unless otherwise agreed between counsel or ordered by the Court. No deposition shall be scheduled for more than two (2) consecutive days absent agreement by the parties or order of the Court. A deposition may, however, proceed for a third consecutive day without agreement of the

parties or order of the Court if there is at least eighteen (18) hours between the end of the second deposition day and the commencement of the third. To save expense and travel time, all sessions of the deposition of a single deponent shall, to the extent consistent with the witnesses' schedule and health and the deposition schedule, and unless otherwise agreed, proceed on successive weekdays and for the full deposition day until completion. Except as the parties may agree, no deposition shall be scheduled on the following dates: Court hearing dates, Martin Luther King, Jr.'s Birthday, President's Day, Good Friday, Passover (the first two days), Memorial Day, Independence Day (including the preceding Monday if it falls on a Tuesday or the following Friday if it falls on a Thursday), Labor Day, Rosh Hashanah (two days), Yom Kippur (two days), Columbus Day, Veterans Day, and Thanksgiving (Wednesday, Thursday and Friday). Depositions of witnesses residing outside the United States shall not be scheduled on national holidays in the witness' home country. In addition, no depositions shall be scheduled between December 21, 2009 and January 4, 2010 except upon agreement of the parties.

g. Out of State Depositions.

In order to facilitate the orderly taking of any such foreign deposition, the Court hereby orders commissions to be granted to take out of state depositions of parties and non-party witnesses, at such times and in such places as are agreed upon by counsel, such commissions to be issued to persons duly authorized by the law of the foreign state to take such

testimony. This Order appointing commissions to take foreign depositions shall be applicable to all out of state depositions taken in this action, without the need for any party to file any additional motion for appointment of a commission to take any out of state deposition. The parties will provide the Court with a template order, or otherwise with other necessary appropriate orders respecting the appointment of commissions.

h. Exhibits.

To the extent practicable, all parties intending to question a witness at a deposition with respect to documents shall provide a reasonable number of copies of such documents for the use of the other parties in attendance at the deposition. Exhibits should be identified by the name of the witness and numbered consecutively in each deposition.

i. Conduct at Depositions.

All depositions taken in these cases shall be conducted in accordance with Rule 21.04, Subdivisions 1-3.

j. Immediate Presentation of Deposition Disputes.

Consistent with the Rules and the concepts and objectives set forth above, if disputes arise during a deposition which the attorneys cannot resolve by agreement and which, if not promptly decided, will critically disrupt the discovery program or court-imposed schedules, the parties may submit the matter orally by telephone to the undersigned if available.

8. Avoidance of Unnecessary Duplication

Cooperation and communication among parties as ordered herein shall not

constitute the waiver of any applicable privilege or be construed as evidence of wrongful conduct. In the event that any party is in genuine doubt about the legal effect of the communication and cooperation ordered herein, such party may seek the Court's clarification of the party's responsibilities before proceeding.

9. No Waiver of Privilege Due to Joint Efforts

Communications in connection with this case between and among counsel for the parties and/or their clients, including the exchange of documents and information, shall be deemed subject to the attorney/client privilege, work product protection, and any other applicable privilege or protection to the same extent as if the communication had taken place within one law firm or between one law firm and one client represented by that firm. Protection afforded by this Order will survive the conclusion of this litigation and the dismissal of any party from this action. If a party withdraws from any cooperative litigation efforts with other parties, previous communications among the withdrawing party and such other parties and all work product shared by or with the withdrawing party with respect to this action, will remain subject to any attorney/client privilege, work product protection, or other privilege that attached at the time the communications were made or the work product was shared. Any such withdrawing party is under a duty not to reveal information obtained through such cooperative efforts.

10. Rules and Procedures

This CMO supersedes any provision of the Minnesota Rules of Criminal Procedure to the extent such rule grants discretion to the court to direct the manner and methods of conducting the activities which are the subject of this CMO.

11. CMO Binding on Subsequently Added Parties

Any new party to this consolidated action after the date the CMO is entered up to and including February 16, 2010 shall be served with a copy of this CMO by Liaison Counsel and any subsequent Case Management Orders. Any such new party will be bound by this CMO and all other Case Management Orders unless it files a motion for relief with the Court within ten (10) days after service of this CMO and other case management order upon it. Upon the addition of any party to this action, the party adding the new party shall serve a copy of this CMO on counsel for the new party within five (5) days of the date of receiving notice of the identity of the new party's counsel.

12. Liaison Counsel

In recognition of the large numbers of prosecutors, and defendants in this action and to promote sufficient communication between and among the parties and the Court, the parties will appoint counsel to serve as Liaison Counsel, designated as follows:

William Bernard
Eagan City Attorney

Sean McCarthy
Rosemount & Hastings City Attorney

Pam Converse
Scott County Attorney

Don Lannoye
Sibley County Attorney

Mitch Ristine
McLeod County Attorney

Brent Christian
LeSueur County Attorney

Marsh Halberg

Minnesota Society for Criminal Justice – Source Code Coalition

Lee Orwig

Minnesota Society for Criminal Justice – Source Code Coalition

Jeff Sheridan

Minnesota Society for Criminal Justice – Source Code Coalition

Chuck Ramsay

Minnesota Society for Criminal Justice – Source Code Coalition

Derek Patrin

Meaney & Patrin, P.A.

Steve Holmgren

First Judicial District Acting Chief Public Defender

Subject to the right of any party to present individual or divergent positions, the liaison counsel is vested by this Court with the following responsibilities and duties:

- (1) Communicate with opposing counsel, communicate with all other counsel in its respective liaison group and receive orders, notices and correspondence from this Court and the District Court Administrator in any matter pertaining to this action;
- (2) Promptly forward to all counsel for its respective liaison group copies of all documents from the Court or the District Court Administrator, not otherwise provided to them electronically, report to all counsel in the represented group on all meetings and communications with this Court or other liaison counsel;
- (3) Organize and schedule meetings of counsel for joint action;
- (4) Coordinate common discovery;
- (5) Initiate action by the Court to remedy disputes among the parties;
- (6) Participate in conference calls with this Court to resolve disputes and

scheduling matters;

- (7) Maintain a current copy of the Master Case List, and serve and file any updated Master Case Lists; and
- (8) Perform such other duties as may be expressly authorized by further order of this Court or agreed to by counsel.

Liaison counsel shall not be deemed to speak for, act for, or bind any particular party absent express authority provided by such party. All counsel of record shall have an opportunity to present to this Court their respective views and opinions as to matters before this Court. The liaison counsel shall not be liable for any actions arising from their respective roles as such and this Court shall act to remedy any inadvertence as appropriate.

13. Pro Hac Vice Admission of Attorneys

Any lawyer admitted or currently licensed to practice before a Court of general jurisdiction in any state in the United States and who is specifically associated with a currently licensed Minnesota lawyer may be deemed admitted pro hac vice to practice before the Court in this litigation only. Other than those attorneys admitted pro hac vice prior to the date of issuance of this Order, attorneys may be deemed admitted pro hac vice upon completion of the following:

A. An Affidavit Setting Forth:

- (1) His or her full name and non-Minnesota business address;
- (2) His or her date and place of each state licensure;
- (3) A representation that the affiant's license to practice law is current and is not under revocation, suspension, restriction or limitation in any other

state of admission or in the federal courts, and that the affiant is an attorney in good standing in all states of licensure;

- (4) A representation that the affiant is, or will promptly become, familiar with all applicable Minnesota court rules, procedures and requirements of professional conduct, and will follow and abide by such rules, procedures and requirements.

B. A Notice of Pro Hac Vice Representation Setting Forth:

- (1) The non-Minnesota lawyer's full name and non-Minnesota business address, telephone number, facsimile number, and e-mail address;
- (2) The name, address, telephone number, facsimile number and e-mail address of the Minnesota lawyer or law firm with whom the attorney will associate for purposes of this litigation;
- (3) The name of each party whom the attorney will represent.

Such affidavit and notice of pro hac vice representation shall be filed with the Court Administrator of the originating county of the case within the First Judicial District. Notice of pro hac vice representation shall be served upon all counsel on the Master Case List.

14. Status Conferences and Scheduling

a. Status Conferences.

General status conferences shall be held at 1:30 p.m. every other Friday as needed from December 11, 2009 (excluding December 25, 2009) until no longer needed. The principal purpose of the general status conference is to discuss and resolve administrative issues common to all parties. Issues that affect only

specific parties and that have no significant implications for other parties will be calendared for a separate hearing date or, if the status conference agenda permits, for 2:30 p.m. on a status conference date.

Not later than the preceding Friday before the status conference, liaison counsel shall confer and shall determine whether or not a status conference for the following Friday will be necessary. If they agree that such conference is not necessary, they shall cancel the conference and promptly notify the Court and the remaining parties of the cancellation. If liaison counsel decides to proceed with the status conference, they shall prepare a common agenda and shall notify all parties and the Court thereof not later than the close of the business day on the Monday preceding the conference date.

b. Scheduling.

In recognition of the complexity of the issues before the Court, the Court will discuss the progress of the parties in discovery and other matters at the status conferences and upon application of the parties jointly or unilaterally may amend or modify the scheduling order from time to time.

The following dates and deadlines shall apply to all actions subject to this CMO:

February 16, 2010 – Defendant expert disclosure deadline; non-expert discovery ends; final date for adding new cases to docket of consolidated cases

April 2, 2010 – State expert disclosure deadline

April 5, 2010 - Expert discovery begins

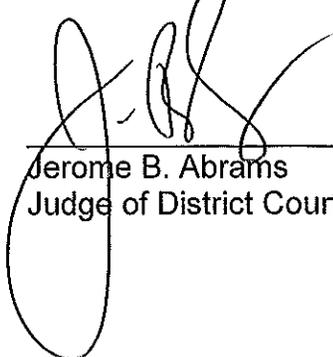
April 19, 2010 - All non source code pre trial issues are to be resolved

May 3, 2010 - Expert discovery concludes

May 10-21, 2010 - Final hearing on source code issue

Dated: 12-1-09

BY THE COURT:



Jerome B. Abrams
Judge of District Court

Criminal Source Code Cases
Consolidated File No. 70-CR-09-19749

A	B	C	D	E	F	G	H	I	J	K
Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
1	Carver County	Criminal DWI	State of Minnesota Vs. Shane Michael Steffensen	10/11/2006	PLN: Carver County Attorney DFD: Charles Alan Ramsey	None	10/12/09 SC, Review			
2	Carver County	Criminal DWI	State of Minnesota Vs. David Alfred Hoen	4/24/2007	PLN: Carver County Attorney DFD: Francis Eggert	None	No date			
3	Carver County	Criminal DWI	State of Minnesota Vs. Alvin James Hebert	6/22/2007	PLN: Carver County Attorney DFD: Jeffrey B. Ring	None	No date		12/2/2009	9/4/2009
4	Carver County	Criminal DWI	State of Minnesota vs. Craig Alan Zenobian	8/29/2007	PLN: Chanhassen City Attorney DFD: Charles Ramsay	John S. Connolly	10/7/2009		12/7/2009	10/26/2009
5	Carver County	Criminal DWI	State of Minnesota VS. Susan Mary Morimoto	9/24/2007	PLN: Carver County Attorney DFD: Brent Schafer	Perkins	2/3/10, JT 10/19/09, SC		12/4/2009	10/19/2009
6	Carver County	Criminal DWI	State of Minnesota Vs. Margie Lynn Westergaard	12/12/2007	PLN: Cnanhassen City Attorney DFD: Robert	None	No date		11/25/2009	9/9/2009
7	Carver County	Criminal DWI	State of Minnesota Vs. Jeffrey Scott Hammers	6/21/2008	PLN: Carver County Attorney DFD: Richard Swanson	None	No date		12/3/2009	9/16/2009
8	Carver County	Criminal DWI	State of Minnesota VS John Steven Donald VahEyl	10/30/2008	PLN: Carver County Attorney DFD: Andrew Stanton Garvis	None	11-4-09, JT		12/3/2009	
9	Carver County	Criminal DWI	State of Minnesota VS Tyler Tietz	1/20/2009	PLN: Carver County Attorney DFD: Paul Ahern	None	No date		12/3/2009	
10	Carver County	Criminal DWI	State of Minnesota Vs. Steven Tyler Siewert	1/28/2009	PLN: Carver County Attorney DFD: Richard Lee Swanson	None	No date		11/11/2009	9/9/2009
11	Carver County	Criminal DWI	State of Minnesota Vs. Paul James Grobe	7/30/2009	PLN: Carver County Attorney DFD: Paul Ahern	None	10/05/09, PT		12/4/2009	
12	Carver County	Criminal DWI	State of Minnesota vs. David Eric Teigland Felkey	9/17/2009	PLN: Carver County Attorney DFD: David John Risk	None	11/17/2009 OH			
13	Carver County									
14	Carver County									
15	Dakota	CRIM	Richard Hill	3/1/2006	Wayne Jagow				1/16/2010	
16	Dakota	FEL	Harry Cushing	4/10/2006	John Brink				12/19/2009	11/10/2009
17	Dakota	CRIM.	Scott Larry Rademacher	6/20/2006	JEFF SHERIDAN	NONE		?	11/7/2009	9/22/2009

Criminal Source Code Cases
 Consolidated File No. 70-CR-09-19749

A	B	C	D	E	F	G	H	I	J	K
Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
1										
18	19-K8-07-221	Dakota	GMD	Randall Pedersen	1/18/2007	Jeff Sheridan			12/6/2009	10/13/2009
19	19-K7-07-1344	Dakota	GMD	Jerry Jones	4/17/2007	Stephen O'Brien	1/5/2010		12/26/2009	11/5/2009
20	19-K3-07-2216	Dakota	FEL	James Tucker	7/10/2007	Richard Bowen		?	11/6/2009	10/30/2009
21	19-TX-07-71128	Dakota	MSD	Wendy Anne Kessler	7/11/2007	Jeffrey Ring			10/31/2009	9/24/2009
22	19-K0-07-3016	Dakota	GMD	Kevin Saunby	9/19/2007	Robert Christensen			11/16/2009	10/23/2009
23	19K7-07-3269	Dakota	CRIM	Allen Omdahl	10/12/2007	William Skees				11/17/2009
24	19-K0-07-3601	Dakota	GMD	Joseph Gerald Zien	11/13/2007	Michael McDonald			12/12/2009	
25	19-K2-07-3745	Dakota	CR	Jason Norton	11/27/2007	Jeffrey Ring	n/a	?	10/16/2009	10/26/2009
26	19-T6-07-39874	Dakota		Amy Rose Reynolds	12/10/2007	Jeffrey Sheridan			11/13/2009	9/25/2009
27	19K7-07-4003	Dakota	CRIM.	Danette Tyrrell	12/20/2007	Gerald Magee				10/8/2009
28	19-K9-08-30	Dakota	GMD	Chad Mitchell Davidson	1/4/2008	Jeffrey Ring	10/27/2009		12/12/2009	10/22/2009
29	19-T1-08-20532	Dakota	MSD	Martin Gerard Hermann Alexander Michaei	1/12/2008	Edward Cohen		?	11/9/2009	9/18/2009
30	19-T2-08-20751	Dakota	MSD	Kanwischer	1/12/2008	Edward Cohen		?	11/9/2009	9/18/2009
31	19T9-08-20696	Dakota	MSD	Peter James Donaldson	1/12/2008	Jeffrey Sheridan	10/26/2009			10/26/2009
32	19-T7-08-916	Dakota	CRIM.	SUZANNE CONNELL	1/23/2008	RYAN PACYGA	NONE	?	12/7/2009	11/3/2009
33	19-T9-08-52239	Dakota	MSD	Roger Dale Haugen	1/25/2008	Christopher Grove			10/2/2009	9/16/2009

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1										
34	19-K2-08-497	CR	Stephen Wielinski	2/7/2008	John Lucas	n/a		?	10/19/2009	10/20/2009
35	19WS-CR-08-989	MSD	Brian Patrick Regan	3/18/2008	Edward Cohen			?	11/9/2009	9/18/2009
36	19-HACR-08-330	CR	Kevin Kieffer	3/19/2008	David Ayers	n/a		?	10/19/2009	10/20/2009
37	19HA-CR-08-445	CRIM	Ryan Hildebrandt	3/31/2008	Ryan Racyga		11/17/2009			11/2/2009
38	5044	MSD	Richard Allen Christopherson	6/20/2008	Daniel Koewler				12/15/2009	10/26/2009
39	19-HACR-08-2026	CR	Ryan Olson	6/23/2008	Anthony Grostyan	n/a		?	10/26/2009	9/28/2009
40	3022	CR	Sonja Strom	8/15/2008	Jeffrey Sheridan	n/a	2/9/2010 JRY	?	10/4/2009	8/20/2009
41	3186	CR	Charles Jones	8/20/2008	Cean Shands		2/5/2010			11/12/2009
42	3420	CRIM.	Cordell Gilbert Campbell	8/29/2008	Daniel Fiuegal - Prosecutor DANIEL KOEWLER - Def Atty			?	11/2/2009	9/22/2009
43	17191	MSD	Donovan Michael Gruebele	10/6/2008	Brent Schafer				11/29/2009	10/9/2009
44	14236	MSD	Donald P Koller	10/17/2008	Sam McCloud			?	10/17/2009	9/28/2009
45	16072	MSD	Richard Jerome Kleven	11/19/2008	Jeffrey Sheridan				12/21/2009	11/2/2009
46	4826	CR	Bernard Goettie	11/20/2008	Paul Ahern	n/a		?	10/9/2009	9/1/2009
47	4897	GMD	Ronda Diekman	11/24/2008	Thomas Schway		1/19/2010			10/13/2009
48	5097	CR	Aimee Nguyen	12/5/2008	Richard Swanson	n/a		?	9/25/2009	
49	5138	CRIM.	John Thompson	12/8/2008	Rachael Goldberger				11/16/2009	10/8/2009

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1	19-AV-CR-08-23712	MSD	Dyahanand Lall	12/18/2008	James Blumberg				11/14/2009	
50	19HACR085475	CRIM.	JEREMIAH FAIRBANKS	12/19/2008	STEVEN GRINMSHAW			?	11/22/2009	
51	19HACR085475	CRIM.	JEREMIAH FAIRBANKS	12/19/2008	STEVEN GRINMSHAW			?	11/22/2009	
52	19HA-CR-08-5558	GMD	Mark Shirley	12/23/2008	Gerald Miller				12/5/2009	10/8/2009
53	19-HACR-08-5604	CR	Joel Eider	12/29/2008	Charles Ramsay	n/a	12/15/2009 JRY	?	9/25/2009	
54	19WS-CR-09-481	MSD	Shannon Claire Thornblad	1/9/2009	Tina Appleby			?	10/10/2009	9/1/2009
55	19-HACR-09-175	CR	Brett Lessard	1/12/2009	Ryan Kaess	n/a		?	10/15/2009	
56	19HA-CR-09-195	CRIM	Alex Andrews	1/12/2009	David Risk		2/17/2009		12/29/2009	
57	19-AVCR-09-1021	MSD	Kenneth Clayton Haug III	1/15/2009	Timothy O'Brien		9/30/2009			
58	19HA-CR-09-289	GMD	Albert Olivarez	1/16/2009	Joy Bartscher		12/15/2009			10/9/2009
59	19HA-CR-090457	GMD	Lawrence Edward Kehoe	1/29/2009	Jeff Sheridan				12/12/2009	10/20/2009
60	19HACR09503	CRIM.	RENEE HENDRICKSON	2/3/2009	RYAN PACYGA			?	11/21/2009	10/6/2009
61	19HACR09503	CRIM.	RENEE HENDRICKSON	2/3/2009	RYAN PACYGA			?	11/21/2009	
62	19HA-CR-09-563	GMD	Jason Haala	2/4/2009	Jeff Ring			?	11/28/2009	9/29/2009
63	19WS-CR-09-2714	MSD	Michelle Renee Tell	2/12/2009	Rachel Goldberger			?	10/10/2009	8/26/2009
64	19WS-CR-09-3047	MSD	Joel Patrick Stralow	2/17/2009	Jeffrey Sheridan				12/21/2009	

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1 19AV-CR-09-3986	Dakota	MSD	Nicole Marie Kenison	2/18/2009	Derek Patrin	Abrams (Asphaug assigned)	11/20/2009		12/1/2009	10/1/2009
66 19AV-CR-09-5133	Dakota	MSD	Karla Jean Engeldinger	3/4/2009	Eric Newmark				11/20/2009	11/9/2009
67 19HA-CR-09-1087	Dakota	GMD	Christopher Lee Johnson	3/6/2009	Racheael Goldgerger				9/14/2009	
68 19-AV-CR-09-5844	Dakota	MSD	Michelle Lynn Bray	3/9/2009	Gordon Mohr		9/2/2009		10/17/2009	9/2/2009
70 19HACR-09-1134	Dakota	CRIM	Demetrius Binton Lowary	3/11/2009	Christopher Zulk					11/3/2009
71 19WS-CR-09-5656	Dakota	MSD	Andrew William Rosener	3/19/2009	Edward Cohen				11/27/2009	10/2/2009
72 19-AV-CR-09-7989	Dakota	MSD	David Paul Murphy	3/25/2009	Ryan Michael Pacyga				10/6/2009	9/17/2009
73 19-AV-CR-09-7841	Dakota	MSD	Paul Deondre Williams	3/25/2009	Richard Ohlenberg				9/19/2009	8/25/2009
74 19-AV-CR-08-1691	Dakota	MSD	Timothy Allen Muraski	3/26/2009	Jeffrey Sheridan				10/6/2009	9/14/2009
75 19-HACR-09-1461	Dakota	CR	Drew Nelson	3/26/2009	Racheael Goldberger	n/a		?	10/30/2009	9/29/2009
76 19HACR-09-1492	Dakota	CR	Jeremy Schmidt	3/27/2009	Charles Clippert	n/a	11/30/09 JRY	?	10/30/2009	9/29/2009
77 19WS-CR-09-6160	Dakota	MSD	Tracy Ann Gunderson	3/27/2009	Derek Patrin	Abrams (Asphaug assigned)				10/8/2009
78 19-AV-CR-09-8157	Dakota	MSD	Raymond George Tice	3/30/2009	Tina Appleby		9/2/2009		10/17/2009	9/15/2009
79 19WS-CR-09-6345	Dakota	MSD	James Philip Laitinen	3/31/2009	Eric Olson			?	10/28/2009	9/18/2009
80 19HACR091624	Dakota	CRIM.	THOMAS JASKEN	4/2/2009	RACHEL GOLDBERGER			?	11/21/2009	
81 19HACR091624	Dakota	CRIM.	THOMAS JASKEN	4/2/2009	RACHEL GOLDBERGER			?	11/21/2009	

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1	19HA-CR-09-1583	CRIM.	David Tomtore	4/3/2009	James Ventura				12/29/2009	
82	19HA-CR-09-1689	GMD	David Dutrieuille	4/3/2009	Daniel Koewler				11/16/2009	10/8/2009
83	19AV-CR-09-1828	MSD	Mark Dale Brodin	4/5/2009	Kevin Devore				11/29/2009	
84	19-HACR-09-1728	CR	Joseph Stangle	4/7/2009	Anthony Grostyan	n/a		?	10/19/2009	
85	19HA-CR-09-1735	CRIM	Renee Klein	4/7/2009	Michael Daub		11/30/2009		1/2/2010	11/10/2009
86	19HA-CR-09-1733	CRIM	Dennis Steinke	4/7/2009	Jeff Ring		12/17/2009		1/23/2010	
87	19WS-CR-09-6878	MSD	Joseph Cuyiar Blair	4/9/2009	Ryan Pacyga		1/25/2010			
88	19-HACR-09-1944	CR	Paul Patrick Arntz	4/16/2009	Rachael Goldberger	n/a	11/4/09 COH	?		9/16/2009
89	19-AV-CR-09-9732	MSD	Robert Edward Niesen	4/20/2009	Joseph Kaminsky				11/1/2009	9/17/2009
90	19HA-CR-09-2176	CRIM	NATHAN VOSS	4/30/2009	LEE ORWIG	NONE		?	12/19/2009	
91	19-AV-CR-09-10793	MSD	Aaron Paul Barrette	5/6/2009	Lawrence Edward Nichols				10/6/2009	
92	19-AV-CR-09-11212	MSD	Patrick Lawrence Mulrooney	5/6/2009	Brian Nelson Steele				11/14/2009	10/16/2009
93	19HA-CR-09-2405	GMD	Kari Lynne Shaleen	5/18/2009	Thomas Bauer				12/12/2009	
94	19HA-CR-09-2497	GMD	Justin Westphal	5/22/2009	Faison Sessomss				12/5/2009	
95	19HA-CR-09-2497	GMD	Justin Westphal	5/22/2009	Faison Sessomss					10/19/2009
96	19-HACR-09-2557	CR	Laura Ellsworth	5/26/2009	Thomas Bauer	n/a	2/23/10 JRY	?	10/15/2009	9/29/2009

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1										
98	19-AV-CR-09-13291	MSD	Michael J. Czech	6/1/2009	Thomas Bauer				10/31/2009	9/22/2009
99	19HA-CR-09-2850	GMD	Gregory Anderson	6/11/2009	Richard Ohlenberg				12/6/2009	10/6/2009
100	19-AV-CR-09-14641	MSD	Christine Davies Kvik	6/15/2009	David Valentini				11/14/2009	10/29/2009
101	19AV-CR-09-16111	MSD	Pagnia Vang	7/6/2009	Derek Patrin	Abrams (Asphaug assigned)	11/20/2009		12/1/2009	10/1/2009
102	19-AV-CR-09-16897	MSD	Nicholas John Cummings	7/13/2009	Douglas Hazelton				10/31/2009	9/21/2009
103	19AVCR09-17451	MSD	Jeffrey Scott Kennedy	7/17/2009	Lee Orwig				11/21/2009	
104	19HA-CR-09-3564	CRIM	David Goetz	7/28/2009	James Levito					
105	19HA-CR-09-3752	CRIM	Anthony Scharff	8/1/2009	Joseph Tamburino				1/2/2010	11/24/2009
106	19-AV-CR-09-20081	MSD	Stephanie Ann Carlson	8/17/2009	Mark Giancola		10/28/2009			11/9/2009
107	19AV-CR-09-20081	MSD	Stephanie Ann Carlson	8/17/2009	Mark Giancola				12/12/2009	
108	19HA-CR-09-3824	CR	Michael Paasch	8/19/2009	Patrick Cotter		4/20/2010			11/12/2009
109	19AV-CR-09-21586	MSD	Cohlee Marie Welke	9/3/2009	Christa Groshek				12/13/2009	10/30/2009
110	19-AV-CR-09-22056	MSD	Kaitlin Nicole Czech	9/9/2009	David Valentini		11/25/2009			
111	19-AV-CR-09022056	MSD	State of MN vs. Kaitlin Nicole Czech	9/9/2009	Elliott Knetsch, prosecutor and David Valentini, def atty		12/30/09 motion		1/9/2010	
112	19AV-CR-09-22294	MSD	Penny Sue Gadiant	9/14/2009	Steven Grimshaw		11/12/2009			11/4/2009
113	19HA-CR-08-5282	GMD	Thomas Lightfoot	12/12/2009	Jason Bauer				12/5/2009	11/9/2009

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1										
114	40-CR-09-359	DWI	State of MN v. Rhonda Weber	3/31/2009	Samuel A. McCloud	n/a	9/23/2009	Y	11/9/2009	
115	43-CR-09-330	Missd	State of Minnesota vs Adam Michael Lehrke	2/11/2009	Winters/ Ring	None	5/7/09-7/9/09-	N	11/12/2009	10/7/2009
116	43-CR-09-1090	GM	State of Minnesota vs Craig Dean Sorell	6/1/2009	Junge/Swanson	None	6/1/09-6/11/09-6-	N	10/23/2009	10/14/2009
117	43-CR-09-1847	GM	State of Minnesota vs Marvin John Sprengeler	9/23/2009	Junge/ Cecchini	Savre	09-28-09/10-12-	n	12/6/2009	10/22/2009
118	43-CR-09-2011	M	State of Minnesota vs Gregory G. Graczyk	10/21/2009	Ristine/Ahern	None	None to date	N	11/3/2009	11/3/2009
119	70-cr-06-4667	Criminal	State of Minnesota vs. Christina Lorrie McCloud	2/16/2006	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
120	70-cr-06-7483	Criminal	State of Minnesota vs. Todd Scott Yankoviak	3/22/2006	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
121	70-cr-06-15899	Criminal	State of Minnesota vs. John Shebat McKenzie	7/11/2006	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
122	70-cr-06-17450	Criminal	State of Minnesota vs. Adam Ryan McMahan	7/27/2006	Pet: Scott Joint Prosecution Def: Carson Heefner	Judge Fahey	11/4/2009 & 11/4/09 & 12/15/2009	Y	10/26/2009	9/29/2009
123	70-cr-06-19085	Criminal	State of Minnesota vs. John Robert Anderson	8/11/2006	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	10/26/2009	9/10/2009
124	70-cr-06-19566	Criminal	State of Minnesota vs. Michael Francis Grandjean	8/15/2006	Pet: Scott Joint Prosecution Def: Faison Sessoms		11/4/2009	n	12/19/2009	10/30/2009
125	70-cr-07-550	Criminal	State of Minnesota vs. Robert Michael Louder	1/9/2007	Pet: Scott County Attorney Def: Samuel Mc Cloud		11/4/2009	n	10/26/2009	9/29/2009
126	70-cr-07-1230	Criminal	State of Minnesota vs. Antonio Gonzalez	1/16/2007	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
127	70-cr-07-7243	Criminal	State of Minnesota vs. Richard James Langguth	3/22/2007	Pet: Scott Joint Prosecution Def: Michael McDonald		11/4/2009	n	10/11/2009	8/31/2009
128	70-cr-07-8865	Criminal	State of Minnesota vs. Ryan Lee Wieseler	4/10/2007	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	10/26/2009	10/20/2009
129	70-cr-07-9299	Criminal	State of Minnesota vs. Gregory John Pass	4/13/2007	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/20/2009	10/30/2009

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130	70-cr-07-10911 Scott County	Criminal	State of Minnesota vs. Leslie Dee Marschall	5/4/2007	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
131	70-cr-07-13340 Scott County	Criminal	State of Minnesota vs. John Alton Shriver	6/8/2007	Pet: Scott Joint Prosecution Def: Jeff Ring		11/4/2009	n	11/2/2009	9/16/2009
132	70-cr-07-13414 Scott County	Criminal	State of Minnesota vs. Nicholas John Campion	6/11/2007	Pet: Scott Joint Prosecution Def: Marcus Teichner		9/9/2009	y		
133	70-cr-07-15067 Scott County	Criminal	State of Minnesota vs. Toni Leigh Brooks	7/3/2007	Pet: Scott County Attorney Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
134	70-cr-07-16644 Scott County	Criminal	State of Minnesota vs. William Henry Bethke	7/23/2007	Pet: Scott Joint Prosecution Def: Stefan Tolin		11/4/2009	n	10/23/2009	
135	70-cr-07-19209 Scott County	Criminal	State of Minnesota vs. Selena Rachael Mendolla	8/16/2007	Pet: Scott Joint Prosecution Def: Ellis Olkin		10/6/2009	y		
136	70-cr-07-19386 Scott County	Criminal	State of Minnesota vs. Timothy Edward Anderly	8/17/2007	Pet: Scott Joint Prosecution Def: Joy Bartscher		none	n	11/9/2009	11/23/2009
137	70-cr-07-20308 Scott County	Criminal	State of Minnesota vs. John Reiersen	8/27/2007	Pet: Scott Joint Prosecution Def: Jeffrey Sheridan		scheduled	n	11/9/2009	11/23/2009
138	70-cr-07-21220 Scott County	Criminal	State of Minnesota vs. Steven Andrew Doyle	9/4/2007	Pet: Scott County Attorney Def: Jeffrey Ring		11/4/2009	n	10/19/2009	8/31/2009
139	70-cr-07-22660 Scott County	Criminal	State of Minnesota vs. Erik Forrest Akers	9/18/2007	Pet: Scott Joint Prosecution Def: Jeffrey Ring		11/4/2009	y	11/20/2009	9/29/2009
140	70-cr-07-23571 Scott County	Criminal	State of Minnesota vs. Daniel Lloyd Waalen	10/2/2007	Pet: Scott Joint Prosecution Def: Sam McCloud		11/4/2009	n	11/15/2009	9/23/2009
141	70-cr-07-25678 Scott County	Criminal	State of Minnesota vs. Kay Vanevery-Judish	10/22/2007	Pet: Scott County Attorney Def: Jeffrey Ring		11/4/2009	y	10/25/2009	9/29/2009
142	70-cr-07-25681 Scott County	Criminal	State of Minnesota vs. Lisa Hansen Valley	10/22/2007	Pet: Scott Joint Prosecution Def: Carson Heefner		11/4/2009	n	11/20/2009	9/30/2009
143	70-cr-07-25763 Scott County	Criminal	State of Minnesota vs. Jason Alan Horner	10/23/2007	Pet: Scott Joint Prosecution Def: Jeffrey Sheridan		11/4/2009	n	10/25/2009	10/7/2009
144	70-cr-07-27626 Scott County	Criminal	State of Minnesota vs. Jeffrey Joseph Mohn	11/2/2007	Pet: Scott Joint Prosecution Def: Doug Hazelton		11/4/2009	n	10/18/2009	8/31/2009
145	70-cr-07-27686 Scott County	Criminal	State of Minnesota vs. Justin Thomas Roberts	11/13/2007	Pet: Scott Joint Prosecution Def: Carson Heefner		11/4/2009	n	10/25/2009	9/8/2009
145	70-cr-07-27686 Scott County	Criminal	State of Minnesota vs. Justin Thomas Roberts	11/13/2007	Pet: Scott Joint Prosecution Def: Carson Heefner		11/4/2009	n	10/26/2009	9/29/2009

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1										
146	70-cr-07-27867 Scott County	Criminal	State of Minnesota vs. Matthew John Erickson	11/15/2007	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/09 & 12/15/2009	Y	10/26/2009	9/29/2009
147	70-cr-07-29575 Scott County	Criminal	Richard Thomas Brackstone vs. Chris	12/11/2007	Pet: Scott Joint Prosecution Def: Ethan meaney	Judge Abrams	11/4/2009	n	10/16/2009	9/9/2009
148	70-cr-07-30026 Scott County	Criminal	Michael Bieder vs. Kirk	12/17/2007	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
149	70-cr-07-30308 Scott County	Criminal	State of Minnesota vs. Kenneth Kendzior	12/19/2007	Pet: Scott County Attorney Def: Max Keller		11/4/2009	n	10/26/2009	8/31/2009
150	70-cr-07-19645 Scott County	Criminal	State of Minnesota vs. Aimee Erin Brewer	12/20/2007	Pet: Scott Joint Prosecution Def: Mark Kelly		10/21/2009	Y		
151	70-cr-07-31086 Scott County	Criminal	State of Minnesota vs. Nicholas Kinsey-Andson Long	12/27/2007	Pet: Scott County Attorney Def: Richard Swanson		11/4/2009	n	10/19/2009	9/10/2009
152	70-cr-08-64 Scott County	Criminal	State of Minnesota vs. Nancy Ann Fischer	1/2/2008	Pet: Scott Joint Prosecution Def: Jeffrey Ring	Judge Abrams	11/4/2009	n	11/20/2009	9/29/2009
153	70-cr-08-1062 Scott County	Criminal	State of Minnesota vs. William James Graham	1/14/2008	Pet: Scott County Attorney Def: Richard Swanson		11/4/2009	n	11/20/2009	10/30/2009
154	70-cr-08-1658 Scott County	Criminal	State of Minnesota vs. Nathan Matthew Brown	1/22/2008	Pet: Scott Joint Prosecution Def: Jeffrey Sheridan		11/4/2009	n	9/30/2009	9/23/2009
155	70-cr-08-2775 Scott County	Criminal	State of Minnesota vs. James Rotert	2/1/2008	Pet: Scott Joint Prosecution Def: Jeffrey Sheridan		11/3/2009	n		
156	70-cr-09-2775 Scott County	Criminal	State of Minnesota vs. James Rotert	2/1/2008	Pet: Scott Joint Prosecution Def: Jeffrey Sheridan		none scheduled	n	11/3/2009	11/9/2009
157	70-cr-08-2807 Scott County	Criminal	State of Minnesota vs. Nathan Robert Parker	2/4/2008	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/14/2009	10/20/2009
158	70-cr-08-3348 Scott County	Criminal	State of Minnesota vs. Dee Marschall	2/7/2008	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
159	70-cr-08-4636 Scott County	Criminal	State of Minnesota vs. Marie Meyer	2/22/2008	Pet: Scott Joint Prosecution Def: Douglas Kans		11/4/2009	n	11/20/2009	10/2/2009
160	70-cr-08-4334 Scott County	Criminal	State of Minnesota vs. Anne Galewski	3/3/2008	Pet: Scott Joint Prosecution Def: Charles Clippert		none scheduled	n	10/26/2009	9/3/2009
161	70-cr-08-5252 Scott County	Criminal	State of Minnesota vs. Barry Jerome Lewis	3/3/2008	Pet: Scott Joint Prosecution Def: Jeffrey Sheridan		9/18/2009	Y	10/11/2009	8/31/2009

Criminal Source Code Cases
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A	B	C	D	E	F	G	H	I	J	K
Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
1										
162	Scott County	Criminal	State of Minnesota vs. Dean Robert Anderson	3/5/2008	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009 & 12/15/09	y	10/26/2009	9/29/2009
163	Scott County	Criminal	State of Minnesota vs. Mitchell Alan Persons	3/5/2008	Pet: Scott Joint Prosecution Def: Samuel McCloud		11/4/2009	n	10/26/2009	9/29/2009
164	Scott County	Criminal	State of Minnesota vs. Duane Allen Bacon	3/6/2008	Pet: Scott County Attorney Def: Mark Novak		10/21/2009	y		
165	Scott County	Criminal	State of Minnesota vs. Corey Michael Mckasy	3/17/2008	Pet: Scott Joint Prosecution Def: Ethan Meaney	Judge Abrams	11/20/2009	n	10/15/2009	10/15/2009
166	Scott County	Criminal	State of Minnesota vs. Richard Lee Bailey	3/27/2008	Pet: Scott County Attorney Def: Carson Heefner		11/4/2009	n	10/26/2009	10/2/2009
167	Scott County	Criminal	State of Minnesota vs. Steven Michael May	4/1/2008	Pet: Scott Joint Prosecution Def: Jeffrey Kennedy		11/4/2009	n	11/16/2009	
168	Scott County	Criminal	State of Minnesota vs. Richard Hugh Swager	4/14/2008	Pet: Scott County Attorney Def: Richard Swanson		11/4/2009	n	10/25/2009	9/10/2009
169	Scott County	Criminal	State of Minnesota vs. Tessa Fae Fink	4/16/2008	Pet: Scott Joint Prosecution Def: Scott Lewis		none scheduled	n	11/20/2009	
170	Scott County	Criminal	State of Minnesota vs. Gustav David Jacobson	4/16/2008	Pet: Scott Joint Prosecution Def: Peter Timmons		11/4/2009	n	10/26/2009	9/23/2009
171	Scott County	Criminal	State of Minnesota vs. Ross Mitchell Lazarov	4/17/2008	Pet: Scott Joint Prosecution Def: Anthony Grostyan		11/4/2009	n	12/6/2009	10/15/2009
172	Scott County	Criminal	State of Minnesota vs. Joshua John Ostman	5/1/2008	Pet: Scott Joint Prosecution Def: Eric Nelson		11/4/2009	n	10/26/2009	9/4/2009
173	Scott County	Criminal	State of Minnesota vs. Jose Reyes	8/25/2008	Pet: Scott Joint Prosecution Def: David Dierenfield		11/4/2009	n	11/28/2009	11/19/2009
174	Scott County	Criminal	State of Minnesota vs. Andrew Paul Halvorson	9/3/2008	Pet: Scott County Attorney Def: Christopher Grove		11/4/2009	n		9/17/2009
175	Scott County	Criminal	State of Minnesota vs. Steven Duane Schumacher	9/4/2008	Pet: Scott Joint Prosecution Def: Brent Schafer		11/4/09 & 1/11/2010	n	10/26/2009	10/15/2009
176	Scott County	Criminal	State of Minnesota vs. Steven James Wille	9/9/2008	Pet: Scott Joint Prosecution Def: Sam McCloud		9/24/2009	y		
177	Scott County	Criminal	State of Minnesota vs. Joanne Marie Gallery	9/17/2008	Pet: Scott Joint Prosecution Def: Tina Appleby		11/18/2009	n	10/19/2009	9/4/2009

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Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
178 70-cr-08-22474	Scott County	Criminal	State of Minnesota vs. Tyler John Fritsvold	9/23/2008	Pet: Scott Joint Prosecution Def: Marsh Halberg		11/4/2009	n	10/26/2009	9/8/2009
179 70-cr-08-23224	Scott County	Criminal	State of Minnesota vs. Joshua David Tichy	10/1/2008	Pet: Scott Joint Prosecution Def: Jeffrey Ring		11/4/2009	n	11/20/2009	10/2/2009
180 70-cr-08-23990	Scott County	Criminal	State of Minnesota vs. Dennis Gregory Diessner	10/10/2008	Pet: Scott County Attorney Def: Edward Cohen Jr.	Judge Hanson	11/4/2009	n	12/15/2009	10/30/2009
181 70-cr-08-24726	Scott County	Criminal	State of Minnesota vs. Pablo Cabral	10/21/2008	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/20/2009	10/30/2009
182 70-cr-08-29750	Scott County	Criminal	State of Minnesota vs. Joseph Thomas Barber	10/29/2008	Pet: Scott Joint Prosecution Def: David Boyce		11/4/2009	n	10/11/2009	9/24/2009
183 70-cr-08-25254	Scott County	Criminal	State of Minnesota vs. Prashubh Batham	11/5/2008	Pet: Scott Joint Prosecution Def: Brent Schafer		1/27/2010	n	10/11/2009	9/16/2009
184 70-cr-08-25919	Scott County	Criminal	State of Minnesota vs. Franklin Deane Povhe	11/6/2008	Pet: Scott Joint Prosecution Def: Roger Gershin		11/4/2009	n	10/19/2009	9/9/2009
185 70-cr-08-26220	Scott County	Criminal	State of Minnesota vs. Jonathan Eugene Mitchell	11/12/2008	Pet: Scott Joint Prosecution Def: Faison Sessoms		11/4/2009	n	10/19/2009	9/4/2009
186 70-cr-08-26255	Scott County	Criminal	State of Minnesota vs. Benjamin Aaron Miller	11/12/2008	Pet: Scott Joint Prosecution Def: Edward Cohen Jr.		11/4/2009	n	12/19/2009	10/30/2009
187 70-cr-08-27008	Scott County	Criminal	State of Minnesota vs. Hector Junior Vasquez	11/20/2008	Pet: Scott Joint Prosecution Def: David Dierenfeld		2/18/2010	y		11/9/2009
188 70-cr-08-27085	Scott County	Criminal	State of Minnesota vs. David Allen Madigan	11/21/2008	Pet: Scott Joint Prosecution Def: Paul Ahern		11/4/2009	n	10/19/2009	8/31/2009
189 70-cr-08-27422	Scott County	Criminal	State of Minnesota vs. Dennis Patrick Finney	12/1/2008	Pet: Scott Joint Prosecution Def: Kevin Devore		none scheduled	n	1/19/2010	
190 70-cr-08-28288	Scott County	Criminal	State of Minnesota vs. Anthony Allen Lancette	12/10/2008	Pet: Scott Joint Prosecution Def: Christopher Petros		11/4/2009	n	10/11/2009	9/23/2009
191 70-cr-08-29107	Scott County	Criminal	State of Minnesota vs. Nina Jan Konz	12/19/2008	Pet: Scott Joint Prosecution Def: Faison Sessoms		11/4/2009	n	10/19/2009	9/4/2009
192 70-cr-09-669	Scott County	Criminal	State of Minnesota vs. Joshua Richard Lindblom	1/12/2009	Pet: Scott Joint Prosecution Def: Steven Grimshaw		11/4/2009	n		9/24/2009
193 70-cr-09-1048	Scott County	Criminal	State of Minnesota vs. Ella Nyssa Fink	1/16/2009	Pet: Scott Joint Prosecution Def: Scott Lewis		11/4/2009	n		11/7/2009

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A	B	C	D	E	F	G	H	I	J	K
Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
194	70-cr-09-1869	Criminal	State of Minnesota vs. Christine Ann Burdick	1/18/2009	Pet: Scott Joint Prosecution Def: Paul Rogosheske		11/4/2009	n	10/11/2009	9/29/2009
195	70-cr-09-1143	Criminal	State of Minnesota vs. Sheila Ann Heikes	1/20/2009	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	10/19/2009	9/10/2009
196	70-cr-09-1153	Criminal	State of Minnesota vs. John Michael McGuigan	1/20/2009	Pet: Scott Joint Prosecution Def: Ethan Meaney	Judge Abrams	11/4/2009	n	10/11/2009	9/16/2009
197	70-cr-09-1334	Criminal	State of Minnesota vs. Dmitri Soudakov	1/21/2009	Pet: Scott Joint Prosecution Def: Allan Caplan		11/4/2009	n	10/10/2009	8/28/2009
198	70-cr-09-1831	Criminal	State of Minnesota vs. Cynthia Ann Kuhlman	1/27/2009	Pet: Scott County Attorney Def: Sam McCloud		2/25/2010	y		
199	70-cr-09-1967	Criminal	State of Minnesota vs. Sylvia Lorena Alvarado-Ruiz	1/28/2009	Pet: Scott Joint Prosecution Def: David Dierentfeld			n	10/12/2009	11/9/2009
200	70-cr-09-2106	Criminal	State of Minnesota vs. Gerald Ward Gray	1/29/2009	Pet: Scott Joint Prosecution Def: Richard Ohlenberg		11/9/2009	y	1/22/2010	
201	70-cr-09-2491	Criminal	State of Minnesota vs. Steven James Tierney	2/3/2009	Pet: Scott Joint Prosecution Def: Stephen Walburg		11/4/2009	n	10/19/2009	9/17/2009
202	70-cr-09-2494	Criminal	State of Minnesota vs. Thomas Grant McLean	2/3/2009	Pet: Scott Joint Prosecution Def: Pro Se		12/1/2009	n		
203	70-cr-09-2547	Criminal	State of Minnesota vs. Gregory Scott Nelson	2/4/2009	Pet: Scott Joint Prosecution Def: Rachel Goldberger		11/4/2009	n	10/19/2009	9/3/2009
204	70-cr-09-2940	Criminal	State of Minnesota vs. Adhime Abdi Tawane	2/9/2009	Pet: Scott Joint Prosecution Def: Stephen Walburg		11/4/2009	n	11/30/2009	10/15/2009
205	70-cr-09-3010	Criminal	State of Minnesota vs. Marilyn Jo Kramer	2/9/2009	Pet: Scott Joint Prosecution Def: James Loraas	ABRAMS	11/4/2009	n	10/11/2009	9/18/2009
206	70-cr-09-3256	Criminal	State of Minnesota vs. Derek Paul Doty	2/11/2009	Pet: Scott Joint Prosecution Def: Edward Cohen Jr.		11/4/2009	n	10/19/2009	9/15/2009
207	70-cr-09-3450	Criminal	State of Minnesota vs. Pang Vue	2/12/2009	Pet: Scott Joint Prosecution Def: Brian Steele		11/4/2009	n	10/12/2009	9/4/2009
208	70-cr-09-3541	Criminal	State of Minnesota vs. Duane John Williams	2/12/2009	Pet: Scott Joint Prosecution Def: Lee Orwig		11/4/2009	n	10/19/2009	9/8/2009
209	70-cr-09-3611	Criminal	State of Minnesota vs. Linda Marie Klamm	2/13/2009	Pet: Scott Joint Prosecution Def: Paul Rogosheske		none scheduled	n	10/4/2009	

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Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
1										
210	Scott County	Criminal	State of Minnesota vs. Jessie M. Chavez-McKiran	2/13/2009	Pet: Scott Joint Prosecution Def: Thomas O'Connor		none scheduled	n	11/28/2009	11/9/2009
211	Scott County	Criminal	State of Minnesota vs. Phouc Huu Nguyen	2/19/2009	Pet: Scott Joint Prosecution Def: Dennis Johnson		11/4/2009	n	12/19/2009	10/30/2009
212	Scott County	Criminal	State of Minnesota vs. Jesse Aaron Hubbard	2/19/2009	Pet: Scott Joint Prosecution Def: Joseph Kaminsky		11/4/2009	n	10/18/2009	9/24/2009
213	Scott County	Criminal	State of Minnesota vs. Cody James Black	2/23/2009	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/20/2009	10/30/2009
214	Scott County	Criminal	State of Minnesota vs. Daniel David Zent	2/24/2009	Pet: Scott Joint Prosecution Def: David Dierenfeld		none scheduled	n	11/28/2009	11/9/2009
215	Scott County	Criminal	State of Minnesota vs. Bruce Owens	2/26/2009	Pet: Scott Joint Prosecution Def: Joel Heiligman		11/4/2009	n	10/11/2009	8/31/2009
216	Scott County	Criminal	State of Minnesota vs. Alan Green	3/6/2009	Pet: Scott County Attorney Def: Thomas O'Connor		none scheduled	n	11/28/2009	11/9/2009
217	Scott County	Criminal	State of Minnesota vs. Barret Michael Lee	3/11/2009	Pet: Scott Joint Prosecution Def: Jason Bauer		11/4/2009	n	11/30/2009	10/7/2009
218	Scott County	Criminal	State of Minnesota vs. Michael Joseph Orrie	3/17/2009	Pet: Scott Joint Prosecution Def: William Skees		1/12/2010	y	11/28/2009	9/28/2009
219	Scott County	Criminal	State of Minnesota vs. David John Moriarty	3/17/2009	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/28/2009	10/30/2009
220	Scott County	Criminal	State of Minnesota vs. Zachary Gene Cline	3/18/2009	Pet: Scott Joint Prosecution Def: Steven Meshbesh		1/14/2009	y	11/23/2009	
221	Scott County	Criminal	State of Minnesota vs. Andrew Joseph Petersen	3/18/2009	Pet: Scott County Attorney Def: Kevin Devore		11/4/2009	n	10/10/2009	9/10/2009
222	Scott County	Criminal	State of Minnesota vs. Corey Lee Farrell	3/23/2009	Pet: Scott Joint Prosecution Def: Barry Hogen		11/4/2009	n	11/28/2009	9/17/2009
223	Scott County	Criminal	State of Minnesota vs. Pamela Ann Ess	3/26/2009	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/20/2009	10/30/2009
224	Scott County	Criminal	State of Minnesota vs. Carson James Heefner	3/31/2009	Pet: Scott Joint Prosecution Def: Samuel McCloud		2/9/2010	y	10/15/2009	10/15/2009
225	Scott County	Criminal	State of Minnesota vs. Charles Vernon Bemis	4/6/2009	Pet: Scott Joint Prosecution Def: Tina Appleby			n	10/11/2009	9/9/2009

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Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
226	70-cr-09-7689 Scott County	Criminal	State of Minnesota vs. James Richard Kubes	4/7/2009	Pet: Scott County Attorney Def: Sam McCloud		11/16/2009	y	1/15/2010	
227	70-cr-09-7940 Scott County	Criminal	State of Minnesota vs. Charles Scott Dent	4/9/2009	Pet: Scott Joint Prosecution Def: James Loraas		12/16/2009	y		
228	70-cr-09-7983 Scott County	Criminal	State of Minnesota vs. Craig Stewart Davidson	4/10/2009	Pet: Scott Joint Prosecution Def: David Reyes		11/4/2009	n	12/15/2009	
229	70-cr-09-8019 Scott County	Criminal	State of Minnesota vs. Christian Michael Elgethum	4/13/2009	Pet: Scott Joint Prosecution Def: Jennifer Macauley		11/4/2009	n	10/19/2009	9/23/2009
230	70-cr-09-8359 Scott County	Criminal	State of Minnesota vs. Matthew John Miller	4/16/2009	Pet: Scott Joint Prosecution Def: Kristen Kathryn Naros		1/12/2010	y		
231	70-cr-09-9158 Scott County	Criminal	State of Minnesota vs. William Scott Hatfield	4/27/2009	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	n	11/20/2009	10/30/2009
232	70-cr-09-10343 Scott County	Criminal	State of Minnesota vs. Yesmine Joyce Ardi	5/12/2009	Pet: Scott Joint Prosecution Def: Martin Azarian		11/4/2009	n	11/7/2009	
233	70-cr-09-10416 Scott County	Criminal	State of Minnesota vs. Taylor Marie Paschke	5/12/2009	Pet: Scott Joint Prosecution Def: Jeff Ring		11/4/2009	n	11/16/2009	9/23/2009
234	70-cr-09-10711 Scott County	Criminal	State of Minnesota vs. Krishna Ramesh Malakapalli	5/14/2009	Pet: Scott Joint Prosecution Def: Douglas Kans		1/12/2010	y		
235	70-cr-09-10761 Scott County	Criminal	State of Minnesota vs. Mark Shahin Daneshvar	5/15/2009	Pet: Scott Joint Prosecution Def: Tina Appleby		11/4/2009	n	12/12/2009	10/20/2009
236	70-cr-09-10803 Scott County	Criminal	State of Minnesota vs. Eric Steven Luegge	5/18/2009	Pet: Scott Joint Prosecution Def: Richard Swanson		11/4/2009	y	11/7/2009	10/21/2009
237	70-cr-09-10937 Scott County	Criminal	State of Minnesota vs. Matthew Alan Sandell	5/19/2009	Pet: Scott Joint Prosecution Def: James Loraas		11/10/2009	n	1/16/2010	
238	70-cr-09-11262 Scott County	Criminal	State of Minnesota vs. Linda Marie Griffus	5/22/2009	Pet: Scott Joint Prosecution Def: Christopher Petros		11/4/2009	n	12/14/2009	10/22/2009
239	70-cr-09-2939 Scott County	Criminal	State of Minnesota vs. Forrest Ward Lehman	5/22/2009	Pet: Scott Joint Prosecution Def: Daniel York		1/12/2010	y		
240	70-cr-09-11894 Scott County	Criminal	State of Minnesota vs. Gordon Richard Erickson Jr.	6/1/2009	Pet: Scott Joint Prosecution Def: Douglas Kans		11/4/2009	n	10/11/2009	9/10/2009
241	70-cr-09-12535 Scott County	Criminal	State of Minnesota vs. Chelsey Marie Lawson	6/8/2009	Pet: Scott Joint Prosecution Def: Frank Schulte		11/4/2009	n		

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Case Number	Location	Case Type	Style	Filed Date	Attorney	Judge(s) Removed	Hearings	Other Issues (Y/N)	Nondisclosure due date	Nondisclosure Filed
242	70-cr-09-12926	Criminal	State of Minnesota vs. Kathleen Patricia Forester	6/12/2009	Pet: Scott Joint Prosecution Def: Paul Ahern		11/4/2009	n	12/7/2009	10/22/2009
243	70-cr-09-13022	Criminal	State of Minnesota vs. Jingjo Lanol	6/16/2009	Pet: Scott County Attorney Def: Brian Steele		11/4/2009	n	11/28/2009	10/21/2009
244	70-cr-09-13257	Criminal	State of Minnesota vs. Michele Margaret Dalbec	6/18/2009	Pet: Scott Joint Prosecution Def: James Loraas		11/4/2009	n	11/28/2009	10/22/2009
245	70-cr-09-13282	Criminal	State of Minnesota vs. Emily Elizabeth Gray	6/19/2009	Pet: Scott Joint Prosecution Def: Wayne Jagow		none	n	12/15/2009	
246	70-cr-09-13519	Criminal	State of Minnesota vs. Steven Elroy Podratz	6/23/2009	Pet: Scott Joint Prosecution Def: Brian Solem		scheduled	n	11/23/2009	11/2/2009
247	70-cr-09-15334	Criminal	State of Minnesota vs. Paul Robert Rylance	7/8/2009	Pet: Scott Joint Prosecution Def: Peter Timmons		11/4/09 & 11/10/2009	y	11/14/2009	10/15/2009
248	70-cr-09-17304	Criminal	State of Minnesota vs. Rhonda Jean Graham	7/28/2009	Pet: Scott Joint Prosecution Def: Eric Newmark		11/4/2009	n	12/5/2009	11/19/2009
249	72-CR-09-2	CRM	St. vs. Alexander Trout	1/2/2009	Donald Lannoye/Samuel McCloud	Thomas G. McCarthy	None Pending None	N		10/16/2009
250	72-CR-09-50	CRM	St. vs. Christopher Gieseke	3/30/2009	Donald Lannoye/Richard Swanson	None	Pending	N		10/22/2009

Exhibit B

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF

FIRST JUDICIAL DISTRICT

State of Minnesota,

Court File No.

Plaintiff,

vs.

PROTECTIVE ORDER

,

Defendant.

WHEREAS, the U.S. District Court for the District of Minnesota has entered a Consent Judgment and Permanent Injunction regarding access to the source code used in the operation of the Intoxilyzer 5000EN ("Source Code"), the breath-alcohol testing instrument used to enforce the driving while impaired ("DWI") and implied consent laws in Minnesota. This Consent Judgment and Permanent Injunction requires issuance of a Protective Order as a precondition to obtaining access to the Source Code; and

WHEREAS, this Court has ordered that the Source Code be made available for inspection and review or has found the Source Code to be relevant or material in the above-captioned case; and

IT IS HEREBY ORDERED:

1. As used in this Protective Order, the listed terms have the following meanings:

“Attorneys” means counsel of record in this matter;

“Confidential” documents and information are documents or information designated Confidential pursuant to Paragraph 2 herein; and

“Source Code” refers specifically to the Source Code for the Intoxilyzer 5000EN used in the State of Minnesota.

2. A Party may designate any document “Confidential,” including interrogatory responses, other discovery responses, or transcripts, based on a good faith belief that the document constitutes or contains trade secrets or other confidential information. Source Code is hereby designated as Confidential, except for that portion of the Source Code assigned and delivered to the State pursuant to the Settlement Agreement between the State and CMI dated June 1, 2009.

3. All Confidential documents and information shall be used solely for the purpose of the above-captioned matter, or as otherwise permitted by the federal Consent Judgment and Permanent Injunction.. No person receiving such documents or information shall, directly or indirectly, use, transfer, disclose, or communicate in any way Confidential documents or information to any person other than those specified in Paragraph 4 herein and the federal Consent Judgment and Permanent Injunction.

4. Access to any Confidential document or information shall be limited to:

- (a) The Court and its staff;
- (b) Attorneys of record and their law firms;
- (c) Persons shown on the face of the document to have authored or received it;

- (d) Court reporters retained to transcribe testimony;
- (e) The Parties to this case;
- (f) Outside vendors (limited to professional copy services);
- (g) Outside independent persons who are retained by or otherwise assist a Party or its Attorneys to provide technical or expert services and/or give testimony in this action, and who are not, and have not been, employed by (as an employee, agent, or consultant) or otherwise affiliated with, any manufacturer of breath alcohol testing instruments within the preceding twenty-four (24) months.

5. Any outside independent person (as defined in Paragraph 4(g) herein) who receives access to the Source Code or other Confidential information shall execute a Non-Disclosure Agreement in the form prescribed in Paragraph 3(c) of the federal Consent Judgment and Permanent Injunction before receiving access to the Source Code or Confidential Information. In addition, any Attorney or Party (as defined in Paragraphs 4(b) and (e) herein) who receives access to the Source Code shall also execute a Non-Disclosure Agreement in the form prescribed in Paragraph 3(c) of the federal Consent Judgment and Permanent Injunction before receiving access to the Source Code. Receipt of access to the Source Code pursuant to this Protective Order shall not constitute or convey any right, title, license, or other interest in any portion of the Source Code.

6. Non-parties producing documents in the course of this action may also designate documents as "Confidential" subject to the same protections and constraints as the Parties to this action. A copy of this Protective Order shall be served along with any

subpoena served in connection with this action. All documents and information produced by such non-parties shall be treated as "Confidential" for a period of 15 days from the date of their production, and during that period any Party may designate such documents as "Confidential" pursuant to the terms of this Protective Order.

7. Any testimony or written report that contains Confidential documents or information will receive the same protections afforded to Confidential documents themselves. Confidentiality designations for testimony shall be made on the record or, where appropriate, by written notice to the other Party. It shall be the responsibility of the Party who noticed the deposition, called the witness, or seeks to introduce the evidence, to designate such testimony or information as Confidential. The testimony of any witness (or any portion of such testimony) that contains Confidential information shall be given only in the presence of persons who are qualified to have access to such information pursuant to Paragraph 4 herein.

8. Any Party or non-party that inadvertently fails to identify documents or information as Confidential in accordance with this Protective Order shall, upon discovery of its oversight, promptly provide written notice of the error and substitute appropriately designated documents or information. Any Party receiving notice of improperly designated documents or information shall act immediately to retrieve such documents or information from persons not entitled to receive such documents or information and shall return the improperly designated documents or information to the producing Party.

9. Any document designated Confidential or containing Confidential

information that is filed with this Court, including any expert report, shall be filed under seal. Any Confidential information shall be redacted from such document or report before it is made publicly available.

10. No action taken in accordance with this Protective Order shall be construed to be a waiver of any claim or defense in the action or of any position as to discoverability or admissibility of any evidence in the case.

11. The obligations imposed by this Protective Order shall survive the termination of the above-captioned matter.

12. Any violation or breach of the terms and conditions set forth in this Protective Order shall be grounds for any appropriate sanctions available under the law.

IT IS SO ORDERED:

Dated: _____

Judge of District Court